

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT COURT OF DELAWARE**

**Mohammed MOSTAFA,**

**Plaintiff**

**v.**

**PAUL NOVAK, et al**

**Defendants.**

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**COMPLAINT FOR MANDAMUS  
UNDER 28 U.S.C. §1361**

**NO. A 43 403 798**

07- 545 (SLR)

**NOTICE OF VOLUNTARY DISMISSAL**

Mohammed Mostafa hereby agrees to dismiss without prejudice the Complaint filed in the above referenced matter. It is hereby agreed that this matter be voluntarily dismissed at this time with each side to bear its own fees and costs.

  
/s/ Kevin H. Grubb  
Kevin H. Grubb, Esq.  
Attorney I.D. No. 4409  
4 East 8th Street, Suite 302  
Wilmington, DE 19801  
Attorney for Plaintiff

COLM F. CONNOLLY  
United States Attorney

Seth M. Beausang (I.D. No. 4071)  
By: /s/ Seth M. Beausang  
Assistant United States Attorney  
The Nemours Building  
1007 Orange Street, Suite 700  
Wilmington, DE 19801

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## ORDER OF DISMISSAL

On this day came to be considered the Notice of Voluntary Dismissal filed by Plaintiff in the above-styled and numbered case. This Court accepts the Notice of Voluntary Dismissal and finds that the case should be dismissed without prejudice. The Court further finds that the parties shall be responsible for their own costs and attorneys' fees incurred herein.

It is therefore ORDERED that this case is hereby DISMISSED WITHOUT PREJUDICE. It is further ORDERED that each party shall be responsible for its own costs and attorneys' fees associated with this litigation.

SIGNED AND ENTERED this \_\_\_\_\_ day of \_\_\_\_\_, 2007.

Federal Judge

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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 25th day of October 2007, I caused to be served the Notice of Voluntary Dismissal to the person at the address set forth below, via U.S. mail. This document has also been filed and served electronically and is available for viewing and downloading from the ECF system.

Mr. Seth M. Beausang  
Assistant U.S. Attorney  
The Nemours Building  
1007 Orange Street, Suite 700  
Wilmington, De 19801

/s/ Kevin H. Grubb  
Kevin H. Grubb, Esq  
Attorney I.D. No. 4409  
4 East 8th Street , Suite 302  
Wilmington, DE 19801